In re Application of: PATENT
Reese and White Atty Docket No.: OM1100-2

Application No.: 10/552,665 Filed: October 11, 2005

Page 10

REMARKS

The Notice of Non-Compliant Amendment mailed June 11, 2009 states that, in the Amendment filed on March 5, 2009, the amended hyperlink in the specification is still active. In response, Applicants submit herewith an amended paragraph, which has been amended consistent with the Examiner suggestion.

In addition, the Examiner asserts that the claims presented in the Amendment filed March 5, 2009 were not provided with the proper status identifiers. Specifically, the claims status identifiers reciting "previously presented" should recite "original." In response, Applicants submit herewith an updated Listing of Claims in which the claims are provided with appropriate claim status identifiers. Applicants respectfully submit that the claims are now properly identified and are in condition for examination on their merits.

Upon entry of the amendment, claims 1-26 remain pending, with claims 1, 4-12, 15, 16, 18, 19, 21, 24, and 25 under consideration (claims 2, 3, 13, 14, 17, 20, 22, 23, and 26 having been withdrawn by the Examiner as drawn to non-elected subject matter). Claims 1, 6, 8, 9, 24, and 25 are amended by the present communication. The subject amendments are supported by the specification at, for example, p. 18, ll. 21-24 and p. 22, ll. 28-33, and the claims as originally filed. No new matter is introduced by the present amendments.

Applicants note that in accordance with the Notice of Non-Compliant Amendment, only the corrected sections are submitted herewith (i.e., Amendments to the Specification and Listing of Claims). Accordingly, the present communication merely supplements the Amendment submitted March 5, 2009; Applicants direct the Examiner's attention to the Amendment of March 5, 2009, in which all of the rejections of the Office Action mailed November 5, 2008 are addressed.

In re Application of: PATENT
Reese and White Atty Docket No.: OM1100-2

Application No.: 10/552,665 Filed: October 11, 2005

Page 11

CONCLUSION

If the Examiner has any questions or comments concerning this response, she is invited to contact the undersigned.

No fee is believed to be due in connection with filing this paper. However, the Commissioner is hereby authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. <u>07-1896</u> referencing the above-identified attorney docket number.

Respectfully submitted,

Date: June 19, 2009 Va The Cut

Karin M. Gerstin, Ph.D. Registration No.: 54,119 Telephone: (858) 638-6961 Facsimile: (858) 677-1465

DLA PIPER LLP (US) 4365 Executive Drive, Suite 1100 San Diego, California 92121-2133 USPTO CUSTOMER NO.: 28213